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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/549,257

09/12/2005

Gilles Elliot

TFR0210

1650

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08/05/2010

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EXAMINER

FORD, JOHN K

ART UNIT

PAPER NUMBER

3744

MAIL DATE

DELIVERY MODE

08/05/2010

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

The reply filed on 18 May 2010 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

First, as an administrative matter, applicant has failed to use proper status identifiers (withdrawn or withdrawn, amended) to identify the non-elected claims. A list of these withdrawn claims can be found in box 4a of the PTOL-326 mailed to applicant 02/18/2010.

Second, pursuant to the original election requirement (which is not repeated here) applicant is required to identify which of any new claims that are added to the application are readable on the elected species. Applicant has not done this with respect to new claim 30.

Applicant's explanations as to where the translated copies of the various allowed claims of EP 1601543 and FR 2,852,271 are found in the file have been extremely helpful in resolving the examiner's confusion. The examiner apologizes on behalf of the PTO for the fact that these translations were not scanned in and noted as separate documents in the official file, but rather are "appended to" (for lack of any other description) respective publications EP 1601543 (B1) and FR 2,852,271 (A1).

Finally, on page 10 of the 18 May 2010 response applicant notes that the translated claims in EP 1601543 (B1) "match" the translated claims of priority document FR 2,852,271 (A1). The examiner expressed previously that this did not appear to be the case. The examiner has looked at this for a third time and believes that the translated claims from FR 2,852,271 (B1) have been attached to a copy of FR 2,852,271 (A1) that may have different claims that the examiner was looking at. If the

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examiner is incorrect in what was just stated, please clarify the record. The examiner believes that this is the source of the examiner's confusion.

Please correct the first two matters noted above and, if the examiner's understanding is in error with respect to the translations, please clarify.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John K. Ford whose telephone number is 571-272-4911. The examiner can normally be reached on Mon.-Fri. 9-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cheryl Tyler can be reached on 571-272-4834. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John K. Ford/  
Primary Examiner, Art Unit 3744